

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE V.ESWARAIAH
WRIT PETITION NO : 26861 of 2003

Between:

- 1 G.Badri Narayana, S/o Krishnaiah
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.
- 2 A.Veera Reddy, S/o Veera Reddy,
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.
- 3 R.Sivaiah, S/o Chinnaiah
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.
- 4 B.Ramaiah, S/o Keshavulu
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.
- 5 P.Subba Rayadu, S/o Subba Rayadu
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.
- 6 K.Md.Hussain, S/o Peesan Saheb
C/o H.No.16-9-749/41, Race Course Road,
Old Malakpet, Hyderabad.

..... PETITIONERS

AND

- 1 The Executive Director, APSRTC, Cuddapah Zone, Cuddapah District.
- 2 The Regional Manager, APSRTC, Cuddapah Region, Cuddapah District.
- 3 The Deputy Chief Personnel Manager, APSRTC, Cuddapah, Cuddapah District.
- 4 The Depot Manager, APSRTC, Proddatur Depot, Proddatur, Cuddapah District.
- 5 The Manager, Zonal Workshop, APSRTC, Cuddapah, Cuddapah District.
- 6 The Depot Manager, APSRTC, Cuddapah Depot, Cuddapah, Cuddapah District.
- 7 The Executive Engineer, APSRTC, Cuddapah, Cuddapah District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be

pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents in not fixing the pay of the petitioners on par with their junior employees in pursuance of the Circular No.PD-113/1990, dated 6-10-1990 issued by the Corporation and rejecting the case of the petitioners vide individual proceedings dt.24-2-2003 as wholly illegal, arbitrary, unjust and consequently set aside the same and direct the respondents to step up the pay of the petitioners on par with their juniors in pursuance of the Circular No.PD-113/1990, dated 6-10-1990.

Counsel for the Petitioner:MR.G.RAVI MOHAN

Counsel for the Respondent Nos.1 to 7: MR.P.VINAYAKA SWAMY

The Court made the following :

ORDER:

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Petitioners who are working as Junior Assistants in the 2nd respondent-Regional Manager, Andhra Pradesh State Road Transport Corporation, Cuddapah District, filed this writ petition stating that they are seniors to some of the similarly situated Class-iv employee. The pay scales of 3rd and 4th class employees were revised in the year 1986 and they were given revised pay scales with effect from 01.01.1989. Though their pay scales are revised, the junior employees are getting more salary than that of the Senior Employees. Hence, they made an application before the A.C.L., Cuddapah and by order, dated 05.01.2002, the ACL advised the respondent management to rectify the anomalies of the petitioners. In spite of the order, dated 05.01.2003, the 3rd respondent passed an order, dated 24.02.2003 rejecting the claim of the petitioners. Hence, this writ petition is filed.

The learned counsel for the petitioners submits that during the pendency of the writ petition, they filed a representation, dated 15.02.2004 before respondent Nos. 1 and 2 and the same is still pending.

In view of the facts and circumstances of the case, without going into the merits of the case, I think that it would suffice if a direction is given to the 1st respondent to consider and dispose of the representation of the petitioners, dated 15.02.2004 in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

The writ petition is accordingly disposed of as indicated above. No costs.

09.09.2004

tjs

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The Executive Director, APSRTC, Cuddapah Zone, Cuddapah District.
- 2 The Regional Manager, APSRTC, Cuddapah Region, Cuddapah District.
- 3 The Deputy Chief Personnel Manager, APSRTC, Cuddapah, Cuddapah District.
- 4 The Depot Manager, APSRTC, Proddatur Depot, Proddatur, Cuddapah District.
- 5 The Manager, Zonal Workshop, APSRTC, Cuddapah, Cuddapah District.
- 6 The Depot Manager, APSRTC, Cuddapah Depot, Cuddapah, Cuddapah District.
- 7 The Executive Engineer, APSRTC, Cuddapah, Cuddapah District.
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